IN THE HON'BLE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P No. 1700 /2001

Writ Petition Under article 226/227 of the Constitution of India

PETITIONER : S.K.Naik S/o R.L. Naik, Aged about 39 Years presently working as cashier cum Clerk at Dharamjai garh Kshetriya Gramin Bank, branch Bank of (Raigarh Kshetriya Gramin Bank, Head Office Station Road Raigarh). Dist- Raigarh,(C.G.)

VERSUS

RESPONDENT : President (Chairman) ,
Raigarh Kshetriya Gramin Bank,
(Head Office Station Road Raigarh).

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 1706 सन् 2001

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

10.03.2004

Shri K.N. Nande, counsel for the petitioner.

Shri P. Diwakar, counsel for the respondent.

By this writ petition under Article 226 & 227 of the Constitution of India the petitioner who is working as Cashier cum Clerk in Kshetriya Gramin Bank branch Dharamjaigarh has challenged his transfer order-dated 27.06.2001 whereby the petitioner has been transferred to Kshetriya Gramin Bank branch Hati, District Raigarh, on the ground that the said transfer order is malafide, arbitrary, vindictive and against the declared transfer policy, therefore, he has prayed that the said transfer order (Annexure P-3) be quashed.

I have heard the learned counsel for the parties.

Learned counsel for the respondent submits that on account of closure of Sirsinga branch where the petitioner was earlier working since 1996, he was asked to work at Dharamjaigarh branch along with other staff and when the accounts of new branch were settled, certain employees became surplus, therefore, the petitioner was transferred. However, the petitioner on the basis of the stay order granted by this Court has completed three years at Dharamjai Garh branch.

In the circumstances, I deem it appropriate to set aside the transfer order as the petitioner is working since last three years at Dharamjai Garh branch on the basis of stay order granted in his favour. Therefore, the impugned order is quashed.

(39)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ३९१७७/०१ **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	However, the petitioner is allowed to make a detailed representation within a period of ten days to the Chairman of Kshetriya Gramin Bank, Raigarh for his consideration at the time of transfer of the petitioner, in turn respondent will be at liberty to pass an appropriate order of posting after considering his grievances. It is made clear that this order will not come in the way if the respondent to decide, to continue, the petitioner at the same place. With the above directions, the petition stands disposed of. Consequently, M.W.P. No.1522/2001 & I.A.No.4969/2001 also stand disposed of. Certified copy as per Rules. Sd/- L.C.BHADOO Judge	